

interest of all parties concerned require that the said lands should be sold under a decree of Court, and the proceeds of sale distributed among the parties according to their respective interests. To the end therefore, that the defendants hereinafter named may answer the several matters and things charged in this Bill of Complaint, and that the land and premises mentioned in these proceedings may be sold under a decree of this Court, and the proceeds of sale distributed among the parties interested therein according to their respective rights and that your Complainants may have all such other and further relief in the forenoon as the nature and equity of their case may require  
 May it please you Honors to grant to your Complainants the writ of Subpoena against George Philpot Thomas Philpot and Edward Philpot the infant defendants residing in Allegany County, Maryland and a Subpoena against Nancy C Johnson the defendant residing in Frederick County, Maryland, commanding them to be and appear in this Court on some certain day to be there named, to answer the several matters and things therein charged, and show cause if any they have why a decree ought not to pass as prayed, and may it please your Honors to order a commission to be issued to his suitable persons resident at Rye in the State of New York, authorizing them or either of them to assign and appoint a guardian for Elizabeth Philpot the infant defendant residing at Rye, State of New York and to take the answer of said infant upon the oath of said guardian and in said order to prescribe the mode of the authentication of such commission, and your Complainants will ever pray, &c

Wm J Ross,  
 Chas W Ross,  
 Solicitors for Complainants

Deed  
 Indenture No. 1

This Indenture made this 27th day of May, in the year of our Lord 1839, between Bryan Philpot and Harriet W Philpot his wife of Frederick County, State of Maryland, of the first part and Benedict Boone of the same State and County of the second part. Whereas in pursuance of a public sale under a decree of Frederick County Court sitting as a Court of Chancery in No 1618 Equity, Mountjoy P Lockett and Thomas Johnson Bogues were appointed Trustees to sell at public sale to the highest bidder certain real estate situated in the County of said in the decree and proceedings in said cause particularly described, containing about Two hundred and forty acres of land, and the said Benedict Boone became the Purchaser of the same at and for the price and sum of Eight thousand and forty dollars current money upon the terms in said decree mentioned and the said sale has been duly ratified by the Court aforesaid, And whereas the purchase so made by the said Boone as in fact made to the use and for the behalf of the use and for the behalf of the said Bryan Philpot and the purchase money thereof is to be paid with the funds or means of the said Philpot, the legal title to remain in the said Boone as a security and indemnification against all law expense, trouble or damage he may be exposed to by reason of the trust and responsibility thus assumed